

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY DOCUMENT ELECTRONICALLY FILED DOC #: DATE FILED: 12/04/2017

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NAVARRO, :
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Plaintiff, :
:
-against- :
:
RIVER LOUNGE INC., et al., :
:
Defendants. :
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17 Civ. 3552 (LGS)

ORDER

LORNA G. SCHOFIELD, District Judge:

WHEREAS, on October 9, 2017, the parties informed the Court that they had reached an agreement on all issues;

WHEREAS, on November 9, 2017, the parties filed their joint letter and settlement agreement, but did not include contemporaneous time records or a breakdown of Plaintiff's counsel's expenses;

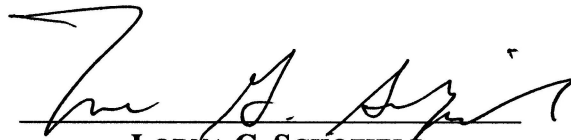
WHEREAS, on November 27, 2017, Plaintiff's counsel filed a supplemental letter to justify their request for attorneys' fees and expenses, including contemporaneous time records and a breakdown of Plaintiff's counsel's fees. It is hereby

ORDERED that the settlement agreement is **APPROVED** as fair and reasonable based on the nature and scope of Plaintiff's claims and the risks and expenses involved in additional litigation. *See Cheeks v. Freeport Pancake House, Inc.*, 796 F.3d 199, 206 (2d Cir. 2015), *cert. denied*, 136 S. Ct. 824 (2016); *Wolinsky v. Scholastic Inc.*, 900 F. Supp. 2d 332, 335–36 (S.D.N.Y. 2012) (outlining the factors that district courts have used to determine whether a proposed settlement is fair and reasonable). It is hereby

ORDERED that Plaintiff's counsel's request for \$9,600.00, including \$400.00 in costs, is **GRANTED**. The Court finds the amount of attorneys' fees requested, which is one-third of the settlement after the deduction of costs, to be fair and reasonable in light of the quality of counsel, risks of litigation and the litigation's magnitude and complexity. *See Rodriguez-Hernandez v. K Bread & Co., Inc.*, No. 15 Civ. 6848, 2017 WL 2266874, at *5 (S.D.N.Y. May 23, 2017) ("In this Circuit, courts typically approve attorneys' fees that range between 30 and 33 1/3%."); *see also Amaro v. Barbuto, LLC*, No. 16 Civ. 1581, 2017 WL 476730, at *4 (S.D.N.Y. Feb. 2, 2017). The remainder of the settlement shall be distributed to Plaintiff.

The Clerk of Court is directed to close this case.

Dated: December 4, 2017
New York, New York



LORNA G. SCHOFIELD
UNITED STATES DISTRICT JUDGE